

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

INHIBITING NEOPLASTIC CELLS UTILIZING THE RIBONUCLEOTIDE REDUCTASE UTR

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on June 30, 1997

Application Number 08/886,313 as United States Application No. or PCT International

and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number) _____

(Country) _____

(Day/Month/Year Filed) _____

☐

(Number) _____

(Country) _____

(Day/Month/Year Filed) _____

☐

(Number) _____

(Country) _____

(Day/Month/Year Filed) _____

☐

60/021,152
(Application Serial No.)

1 July 1996
(Filing Date)

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112. I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

Kenneth I. Kohn

Registration No.: 30,955

Ilene N. Montgomery

Registration No.: 38,972

Send Correspondence to: Ilene N. Montgomery
Kohn & Associates
30500 Northwestern Hwy., Ste. 410
Farmington Hills, MI 48334

Direct Telephone Calls to: (name and telephone number)
Ilene N. Montgomery (248) 539-5050

Full name of sole or first inventor	Jim A. Wright
Sole or first inventor's signature	<i>Jim A. Wright</i>
Residence	15 Bryn Mawr Road, Winnipeg, Manitoba, Canada R3T 3K8
Citizenship	Canadian
Post Office Address	15 Bryn Mawr Road, Winnipeg, Manitoba, Canada R3T 3K8
Date	July 9, 1997

Full name of second inventor, if any	Aiping H. Young
Second inventor's signature	<i>Aiping H. Young</i>
Residence	717 Pacific Avenue, Winnipeg, Manitoba, Canada R3E 1G1
Citizenship	Canadian
Post Office Address	717 Pacific Avenue, Winnipeg, Manitoba, Canada R3E 1G1
Date	July 9, 1997

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) AND 1.27 (b)) - INDEPENDENT INVENTOR**

Docket No.
0227.00003

Serial No.

08/886,313

Filing Date

6/30/97

Patent No.

Issue Date

Applicant/ Jim A. Wright et al.
Patentee:

Invention: **INHIBITING NEOPLASTIC CELLS UTILIZING THE RIBONUCLEOTIDE REDUCTASE UTR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled above and described in:

- ☐ the specification to be filed herewith.
☒ the application identified above.
☐ the patent identified above.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☐ No such person, concern or organization exists.
☒ Each such person, concern or organization is listed below.

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27)

FULL NAME The University of Manitoba

ADDRESS Administration Bldg., Rm: 202, Winnipeg, Manitoba, Canada R3T-2N2

- ☐ Individual ☐ Small Business Concern ☒ Nonprofit Organization

FULL NAME Manitoba Cancer Treatment & Research Foundation

ADDRESS 100 Olivia, Rm: ON206, Winnipeg, Manitoba, Canada R3E-OV9

- ☐ Individual ☐ Small Business Concern ☒ Nonprofit Organization

FULL NAME GeneSense Technologies

ADDRESS 100 Olivia, Rm: ON222, Winnipeg, Manitoba, Canada R3E-OV9

- ☐ Individual ☒ Small Business Concern ☐ Nonprofit Organization

FULL NAME N/A

ADDRESS _____

- ☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INVENTOR Jim A. Wright

SIGNATURE OF INVENTOR Jim A. Wright

DATE: July 9/97

NAME OF INVENTOR Aiping H. Young

SIGNATURE OF INVENTOR Aiping H. Young

DATE: July 9 / 97

NAME OF INVENTOR N/A

SIGNATURE OF INVENTOR _____

DATE: _____

NAME OF INVENTOR N/A

SIGNATURE OF INVENTOR _____

DATE: _____

NAME OF INVENTOR N/A

SIGNATURE OF INVENTOR _____

DATE: _____

NAME OF INVENTOR N/A

SIGNATURE OF INVENTOR _____

DATE: _____

NAME OF INVENTOR N/A

SIGNATURE OF INVENTOR _____

DATE: _____

NAME OF INVENTOR N/A

SIGNATURE OF INVENTOR _____

DATE: _____

NAME OF INVENTOR N/A

SIGNATURE OF INVENTOR _____

DATE: _____

NAME OF INVENTOR N/A

SIGNATURE OF INVENTOR _____

DATE: _____

PATENT

Attorney's Docket Number: 0227.00003

Applicant or Patentee: Jim A. Wright et al.
Serial or Patent No: 08/886,313
Filed or Issued: 6/30/97
For: INHIBITING NEOPLASTIC CELLS UTILIZING
THE RIBONUCLEOTIDE REDUCTASE UTR

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(d))--NONPROFIT ORGANIZATION

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

Name of Organization: Manitoba Cancer Treatment & Research Foundation
Organization Address: 100 Olivia, Rm: ON206
Winnipeg, Manitoba, Canada R3E-OV9
Type of Organization:

- ☐ University or other Institution of Higher Education
☒ Tax exempt under Internal Revenue Service Code
(26 USC 501(a) and 501(c)(3))
☐ Nonprofit Scientific or Educational under Statute of
State of the United States of America
☐ Would Qualify as Tax Exempt under Internal Revenue
Service Code (26 USC 501(a) and 501(c)(3) if located
in the United States of America (State: _____)
(Citation of Statute: _____)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under Section 41(a) and 41(b) of Title 35, of United States Code with regard to the invention entitled:

INHIBITING NEOPLASTIC CELLS UTILIZING THE RIBONUCLEOTIDE REDUCTASE UTR

By Inventor(s): Jim A. Wright and Aiping H. Young
Described in:

- ☐ the specification filed herewith.
☒ application serial no. 08/886,313
filed 6/30/97
☐ patent no. _____
issued _____

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

* NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME: University of Manitoba

ADDRESS: Administration Bldg., Rm: 202
Winnipeg, Manitoba, Canada R3T 2N2

☐ Individual ☐ Small Business ☒ Nonprofit Organization

NAME: GeneSense Technologies

ADDRESS: 100 Olivia Street, Rm: ON222

Winnipeg, Manitoba, Canada R3E 0V9

☐ Individual ☒ Small Business ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. [37 CFR 1.28(b)]

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing: Dr. Brent Schacter

Name of Organization: Manitoba Cancer Treatment & Research Foundation

Title in Organization: President, CEO

Address of Person Signing: 100 Olivia, Rm: ON206
Winnipeg, Manitoba, Canada R3E-0V9

SIGNATURE: 

Date: July 9, 1997

(Small Entity-Nonprofit (Form 7-3)--Page 2 of 2)

PATENT

Attorney's Docket Number: 0227.00003

Applicant or Patentee: Jim A. Wright et al.
Serial or Patent No: 08/886,313
Filed or Issued: 6/30/97
For: INHIBITING NEOPLASTIC CELLS UTILIZING
THE RIBONUCLEOTIDE REDUCTASE UTR

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(d))--NONPROFIT ORGANIZATION

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

Name of Organization: The University of Manitoba
Organization Address: Administration Bldg., Rm: 202
Winnipeg, Manitoba, Canada R3T-2N2
Type of Organization:

- ☒ University or other Institution of Higher Education
☐ Tax exempt under Internal Revenue Service Code
(26 USC 501(a) and 501(c)(3))
☐ Nonprofit Scientific or Educational under Statute of
State of the United States of America
☐ Would Qualify as Tax Exempt under Internal Revenue
Service Code (26 USC 501(a) and 501(c)(3) if located
in the United States of America (State: _____)
(Citation of Statute: _____)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under Section 41(a) and 41(b) of Title 35, of United States Code with regard to the invention entitled:

INHIBITING NEOPLASTIC CELLS UTILIZING THE RIBONUCLEOTIDE REDUCTASE UTR

By Inventor(s): Jim A. Wright and Aiping H. Young
Described in:

- ☐ the specification filed herewith.
☒ application serial no. 08/886,313
filed 6/30/97
☐ patent no. _____
issued _____

I hereby declare that rights under contract or license have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

* NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

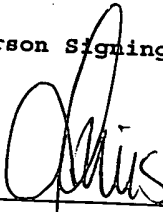
NAME: Manitoba Cancer Treatment & Research Foundation
ADDRESS: 100 Olivia, Rm: ON206
Winnipeg, Manitoba, Canada R3E 0V9
☐ Individual ☐ Small Business ☒ Nonprofit Organization

NAME: Gene Sense Technologies
ADDRESS: 100 Olivia Street, Rm: ON222
Winnipeg, Manitoba, Canada R3E 0V9
☐ Individual ☒ Small Business ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. [37 CFR 1.28(b)]

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing: T.G. Falconer
Name of Organization: University of Manitoba
Title in Organization: Vice President, Administration
Address of Person Signing: Administration Bldg., Rm: 202
Winnipeg, Manitoba, Canada R3T-2N2

SIGNATURE:  Date: July 16, 1997

(Small Entity-Nonprofit (Form 7-3)--Page 2 of 2)

Attorney's Docket Number: 0227.00003

Applicant or Patentee: Jim A. Wright et al.
Serial or Patent No: 08/886,313
Filed or Issued: 6/30/97
For: INHIBITING NEOPLASTIC CELLS UTILIZING
THE RIBONUCLEOTIDE REDUCTASE UTR

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(d))--SMALL BUSINESS CONCERN

I hereby declare that I am:

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to
act on behalf of the concern identified below:

Name of Concern: GeneSense Technologies
Address of Concern: 100 Olivia Street, Rm: ON222
Winnipeg, Manitoba, Canada R3E 0V9

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement: (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when, either directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled:

INHIBITING NEOPLASTIC CELLS UTILIZING THE RIBONUCLEOTIDE REDUCTASE UTR

By Inventor(s): Jim A. Wright & Aiping H. Young
Described in:

- ☐ the specification filed herewith.
☒ application serial no. 08/886,313
filed 6/30/97
☐ patent no. _____,
issued _____.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c), if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

* NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME: _____

ADDRESS: _____

☐ Individual ☐ Small Business ☐ Nonprofit Organization

NAME: _____

ADDRESS: _____

☐ Individual ☐ Small Business ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. [37 CFR 1.28(b)]

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing: Jim A. Wright
Name of Organization: GeneSense Technologies
Title in Organization: President

Address of Person Signing: 100 Olivia Street, Rm: ON222
Winnipeg, Manitoba, Canada R3E 0V9

SIGNATURE: _____

Date: _____